



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

64153

E.C.

REPLY TO THE ATTENTION OF:

SEP 23 1994

HSE-5J/EERB

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Chicago International Exporting  
4020 South Wentworth Avenue  
Chicago, Illinois 60609

Re: Standard Scrap Metal/Chicago International Exporting Site  
Chicago, Illinois

Dear Sir or Madam:

On June 30, 1994, the United States Environmental Protection Agency (U.S. EPA) issued an information request to Chicago International Exporting pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) as amended, 42 U.S.C. Section 9604(e). The information request was served on C. Berry by certified mail. This information request required Chicago International Exporting to provide certain documents and information within 30 calendar days of receipt.

On August 18, 1994, U.S. EPA issued a letter to Chicago International Exporting informing them that a response to the June 30, 1994, information request letter had not been received. On August 22, 1994, Mr. Joe Wright of McBride, Baker & Coles made a telephone call to Debbie F. Regel of the Emergency Support Section. In the conversation, Mr. Wright informed Mrs. Regel that Chicago International Exporting was preparing the response to the information request.

Although the deadline for Chicago International Exporting's response has passed, U.S. EPA has still not received any response to the information request. U.S. EPA again requests that you comply immediately with that information request. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 CFR 2.203 (b). Information covered by such a claim will be disclosed by U.S. EPA only to the extent, and only by means of the procedures, provided in 40 CFR Part 2, Subpart B. If no such claim accompanies the information when it is received by U.S. EPA, it may be made available to the public by U.S. EPA without further notice to Chicago International Exporting.

Continued failure to comply with U.S. EPA's information request, or to adequately justify such failure to respond, may subject Chicago International Exporting to an enforcement action seeking to compel compliance and collect penalties of up to \$25,000 per day of noncompliance pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. Section 9604(e)(5). U.S. EPA has the authority to use the information requested herein in an administrative, civil, or criminal action.

Please contact Kurt Lindland, Assistant Regional Counsel, at (312) 886-6831 if you have any legal questions regarding this matter. All other questions should be directed to Debbie F. Regel, Emergency Support Section, at (312) 353-7632.

Sincerely yours,

*Donald J. Bruce*

*for* Richard C. Karl, Chief  
Emergency and Enforcement Response Branch